

**SAGUACHE COUNTY BOARD OF COMMISSIONERS**  
**REGULAR SESSION MEETING**  
**TUESDAY, JULY 5, 2016**

**MINUTES**

**CALL TO ORDER:**

The Meeting was Called To Order by Board Chair, Jason Anderson, at 9:00 A.M., with the following members present:

Jason Anderson, Commissioner, Board Chair  
Ken Anderson, Commissioner  
Tim Lovato, Commissioner  
Wendi Maez, County Co-Administrator/Land Use Administrator  
Lyn Lambert, County Co-Administrator  
Ben Gibbons, County Attorney  
Carla Gomez, Clerk to the Board

**PLEDGE OF ALLEGIANCE:**

Board Chair, Jason Anderson, invited those in attendance to join in reciting the Pledge of Allegiance.

**Additions/Deletions to the Agenda:**

1: Iris Garcia will give the Road & Bridge Department Report.

**MOTION BY COMMISSIONER LOVATO TO “APPROVE” THE AGENDA AS AMENDED.**

**SECOND BY COMMISSIONER KEN ANDERSON**

**VOTES IN FAVOR: 3 VOTES AGAINST: 0**

**MOTION CARRIED**

**Reading and Approval of Minutes:**

**MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE MINUTES OF THE APRIL 21, 2016, REGULAR SESSION MEETING, AS AMENDED.**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3 VOTES AGAINST: 0**

**MOTION CARRIED**

Review of Mail and Other Correspondence: **Mail 05/03/2016**

1. **Town of Saguache** brought in the 2016 Drinking Water Quality Report for Calendar year 2015.
2. **La Puente** sent a thank you card for the County's continued support.
3. **Town of Crestone** sent a letter to inform the Board that they unanimously support Daniel Johnson's proposal for administrating the Fire Wise program.
4. **The Gunnison Country Magazine** was received.
5. **DOLA** sent a flyer regarding the 4th annual Small Communities Workshop to be held on August 18th in Brighton, CO.
6. **Xcel Energy** sent a copy of a letter they sent to the Town of Bonanza regarding the Franchise Agreement between the Town of Bonanza and PSCo. There will be a Non-Renewal of franchise agreement. The current agreement will be terminated on November 22, 2016. Residence will still be served without the contract.

It was noted that Xcel will continue to provide service to individual customers in the area.

Introduction of Guests:

Sandia Belgrade, Crestone Eagle  
Chris Canaly  
Erick Toledo  
Teresa Benns, Center Post Dispatch  
Lynne Thompson  
Dan Warwick, County Sheriff  
Lisa Cyriaks, press

Marshall & Mary Jane Milam  
Kristina Crowder  
Rebie Hazard  
Connie Trujillo, County Treasurer  
Peter Peterson, County Assessor  
Richard Drake, Citizen

Public Comments:       None.

**COMMISSIONER REPORTS:**

**Commissioner Jason Anderson   6-22/ 7/4 2016:**

- 6/23 Attended the CTSI training at Saguache County Road and Bridge building.
- 6/23 Met with Kyle Grote and toured the Chokurei Recreational Marijuana plant.
- 6/23 Spoke with Iris Garcia as to how the Road and Bridge Dept. decides access fees.
- 6/24 Attended the joint meeting with the Baca Water and Sanitation Board.
- 6/27 Attended Commissioners office hours in Crestone
- 6/27 Attended the East SLV Trails Coalition meeting.
- 6/28 Attended the BLM conference call on District realignment.
- 6/29 Attended a meeting with Chris Canaly and Eric Toledo from the Rural Community Assistance Program to discuss options and opportunities for the Saguache County Landfill.
- 6/30 Attended the SLVREC Town meeting at the Baca Grande POA. Discussion was based around the option to refuse new "smart meters".



- 6/30 Spoke with Skip McClure about Waste Ag. Tires. Need to look into this, what people can do, where. Wrote a proposal addressing how the State deals with large, agricultural, tires.
- 6/30 Spoke with Joe Schefflin at the Colorado Dept. of Health and Enviroment concerning present regulations concerning agricultural tires.
- 6/30 Wrote a proposal for the CCI 2017 legislative agenda.
- 7/1 Attended a conference call with Brandy Delang of CCI and Pete Dawson from Baca County to plan the Southern district annual meeting.
- 7/4 Attended the Crestone 4th of July celebration.

Question by Ms. Belgrade: How did the SLV REC react to the radiation question?

Response: There were two trains of thought:

- 1 – Rise above and beyond acceptable levels?
- 2 – Not worse than affects of WiFi and cell phone usage.

Question by Ms. Belgrade: If have smart meters, does that mean less jobs?

Response: Yes, have less meter readers to keep costs down.

**Commissioner Tim Lovato: July 5, 2016 Commissioner's Report District III:**

- June 23rd – Attended the CTSI Training at the Road and Bridge meeting room.
- June 24th – Met with the Baca Water and Sanitation Board at the Road and Bridge Meeting Room.
- June 30th – Met with Housing Director Evan Samora and Anthony Salas and got the pipe needed to construct the barrier to protect the office at the housing complex.
- July 1st – Received an E-mail from Mr. David Bush whom is the attorney for Feno Seed Bank and would like to have a representative from a rural government to serve on a panel to discuss property rights and law enforcement issues.
- July 2nd – Garth Cook came to my residence to thank that the commissioners for action they have done to resolve the issue at Iris.
- July 3rd – Spoke with Commissioner Pam Bricker from Rio Grande County on her concerns with Marijuana and what problems we've had with grow operations. I invited the Rio Grande County Commissioners to come and visit with us on the issue.

**Commissioner Ken Anderson:**

- June 22 – Met with Constantine Diehl and others at Leach Airport.
- June 23 - Attended the CTSI training at the R&B meeting room.
- June 24 - Met with Dr. Graham and the Baca Grande Water and Sanitation District
- June 29 - Met with Constantine Diehl and others at Leach Airport.
- July 1 - Meeting with the Senior Citizens in Alamosa to elect a new director, interview a new accountant and discussed the million dollar highway.
- July 4 - Attended the Crestone parade, viewed the new kiosk, which is pretty neat.

**GINGER STRINGER, PUBLIC HEALTH DEPARTMENT MONTHLY REPORT: REPORT ATTACHED.**

## **DEPARTMENT HEAD REPORTS**

RANDAL ARREDONDO, ROAD & BRIDGE SUPERVISOR:

Iris Garcia was present for Mr. Arredondo.

- a. Mary Jane Milam, private easement:  
Discussion with Gene Hollenbeck regarding the placement of a cattle guard, gate and fence on property on County Road 10XX and 6 Mile Lane. Issue has been ongoing for several years without resolution. Board will take under advise with legal counsel.
- b. Chris Canaly, Kristina Crowder and Erick Toledo, SLVEC and RCAC, addressed the Board regarding a presentation they are preparing for landfill training for Landfill Directors. They encouraged the Board to attend the workshop and would help with expenses. Commissioner Lovato plans to attend on July Tuesday and Wednesday, July 26<sup>th</sup> and 27<sup>th</sup>. This presentation should provide a clear picture of the final condition of the landfill and to maximize operations.

Discussion regarding burning of tires.

**MOTION BY COMMISSIONER LOVATO TO ENTER INTO EXECUTIVE SESSION  
FOR LEGAL COUNSEL, PER C.R.S. 24-6-402(4)(b), AT 11:33 A.M.**

**SECOND BY COMMISSIONER KEN ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**MOTION BY COMMISSIONER LOVATO TO RETURN TO REGULAR SESSION AT  
11:56 A.M.**

**SECOND BY COMMISSIONER KEN ANDERSON**

**VOTES IN FAVOR; 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

## **LUNCH**

EVAN SAMORA, HOUSING DIRECTOR:

**MOTION BY COMMISSIONER KEN ANDERSON TO CONVENE AS THE SAGUACHE  
COUNTY HOUSING AUTHORITY BOARD AT 1:02 P.M.**

**SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**MOTION BY COMMISSIONER JASON ANDERSON TO ADJOURN AS THE  
SAGUACHE COUNTY HOUSING AUTHORITY BOARD AND RETURN TO  
REGULAR SESSION AT 1:30 P.M.**

**SECOND BY COMMISSIONER KEN ANDERSON**



VOTES IN FAVOR: 3  
MOTION CARRIED

VOTES AGAINST: 0

**WENDI MAEZ, LAND USE ADMINISTRATOR, AIRPORT ADMINISTRATOR:**

Land Use and Airport Manager report for Tuesday, July 5, 2016

1. During the work session with Baca Grande Water & Sanitation District the County owned lots that are on hold for a public park was discussed concerning the release of those lots to be sold to be put back on the tax rolls. How would the Board like for me to handle this request? ***DIRECTIVE BY BOARD TO WORK OUT THE DETAILS***

The lots in Mobile Home Estates were placed in County ownership for the creation of a park in MHE. At the time of the creation of the Crestone/Baca Land Trust those the majority of those lots were adjoining with the intention of taking ownership of the few lots that were owned by individual owners.

If the Board would like to have the lots released for sale I will need to work with the Land Trust to get agreement with them and the BGPOA to agree to the release as that is how we all agreed to the hold of the property.

2. After the meeting with John Waggner with CTSI, Maez has taken a closer look at the access to the Land Use Department offices. Maez would like to request that I have a counter installed at the entrance to the Land Use office. Pete Garcia can do the work for the counter with minimal cost to the General Fund budget. Can Maez have permission to have a counter installed at the door to the LUO?

***DIRECTIVE BY BOARD – CONTACT PETE GARCIA.***

3. Due to how busy the Land Use office has been for the last year we are behind on our filing and several little items in our office. I would like to ask that I be able to hire a part – part time person of a few hours a week to help get the small things up to date in our office. I do believe that with the fees we have received recently from the Marijuana applications that we can create the part-part time position with those funds. We have collected \$25,000 so far this year. ***DIRECTIVE BY BOARD – CHECK WITH OTHER DEPARTMENTS PRIOR TO BRINGING BACK TO THE BOARD FOR PART TIME HELP.***

4. The On Site Wastewater Treatment System public hearing for the residential flow rate will be held at 3pm. The request it to change the residential flow rate from 100 gallons per day/per person to 75 gallons per day/per person.

Airport report

Commissioner Ken Anderson and myself met the Rocky Mountain UAS to discuss the usage of the Leach Airport hanger/lounge. They have made a few suggestions for upgrades and the possibility of a few COAA applicants to use our hanger.

Did not ever hear back from Porter Realty concerning the possibility of a lease/purchase agreement to purchase the 2 hangers.

I have applied for a DGR small grant in the amount of \$10,000 to install a pump and electricity to the newly drilled well and for the remaining portion needed to complete the upgrade of the Public Health Building windows.

**LYN LAMBERT AND WENDI MAEZ, CO-ADMINISTRATORS:**

Administration report for Tuesday, July 5, 2016

1. Commissioner Jason Anderson has requested a discussion with the Board concerning the support of Ballot issues. *No decision made at this time.*
2. Maez has received an email from past Commissioner Sam Pace concerning the merging of the Saguache and Upper Rio Grande RAC's with the need to find members for the newly created merged RAC. Pace is willing to serve on this Board if the Commissioners would like for him to continue.
3. Pete Garcia has requested that the Board take a few minutes to look at the Clinic to see how they would like for him to handle the items in storage at the Clinic.
4. Maez has scheduled Joe Schieffelin with the Solid Water and Material Management Program with the State of Colorado for the work session on September 13, 2016 at the Saguache County Road and Bridge meeting room. Mr. Schieffelin would also like to do a site visit of our Landfill on that day.
5. Auditors will be here the week of July 5, 2016.
6. 1st Budget workshop with Elected Officials and Departments Heads to be held on June 30th was cancelled due to the amount of officials being unable to attend that day. The workshop will be rescheduled.
7. Department Budgets are due to Administration on July 29th with the first workshop to be held August 17, 2016.
8. Attended the CTSI training on June 23, 2016.
9. Lambert attended the Work Session with the Board and the Baca Grande Water and Sanitation District on June 24, 2016.

Raise the Bar Resolution:

**MOTION BY COMMISSIONER LOVATO TO SUPPORT THE RAISE THE BAR INITIATIVE, WHICH ADDRESSES THE PROCESS FOR MAKING CHANGES TO THE STATE CONSTITUTION.**

**SECOND BY COMMISSIONER KEN ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**SALES TAX/EXCISE TAX DISCUSSION WITH BIPARTISAN CITIZENS:**

Discussion with a group of bipartisan citizens on the issue of a County-wide sales tax question for the 2016 General Election ballot, with funds to be used for sheriff's office operations. Will present draft for approval at July 19<sup>th</sup> meeting at 3:30 P.M.



**EXCISE TAX DISCUSSION:** Final decision on July 19<sup>th</sup> meeting.

**PUBLIC HEARING: ON-SITE WASTEWATER TREATMENT SYSTEM REGULATION FLOW  
RATE AMOUNT CHANGE.**

Hearing Called to Order by Board Chair, Jason Anderson at 3:00 P.M.

Purpose of the Hearing is to request daily residential flow from 100 gallons a day to 75 gallons per day for residential use.

No public comment.

**MOTION BY COMMISSIONER KEN ANDERSON TO ACCEPT THE DAILY FLOW  
PER PERSON RATE, TO CONFORM WITH STATE GUIDELINES,  
EFFECTIVE AS SOON AS IS SENT TO THE STATE.**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**AMENDMENT TO COMPENSATORY TIME PAYOUT DECISION:**

**MOTION BY COMMISSIONER KEN ANDERSON TO AMEND THE COMPENSATORY  
TIME PAYOUT AMOUNT MOTION DATED JUNE 21, 2016, AS FOLLOWS:  
ROAD & BRIDGE DEPT. – FROM \$32,685.83 TO \$33,133.62.  
RESULTING IN AN AMENDED TOTAL PAYOUT OF \$36,799.00.**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 2**

**VOTES AGAINST: 0**

**ABSTAIN: 1**

**MOTION CARRIED**

**BILL PAYING:**

**ADJOURN:** There being no further business:

The Meeting was Adjourned by Board Chair Jason Anderson AT 3:09 P.M.

**RESPECTFULLY SUBMITTED:**

  
**CARLA GOMEZ, CLERK & RECORDER**

DATE MINUTES APPROVED:

July 19, 2016

Jason Anderson

JASON ANDERSON, COMMISSIONER,  
BOARD CHAIR

Ken Anderson

KEN ANDERSON, COMMISSIONER

Carla Gomez

ATTEST  
CARLA GOMEZ  
CLERK & RECORDER

Tim Lovato

TIM LOVATO, COMMISSIONER